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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
10

11 United States of America,
12 Respondent/Plaintiff,
13 v.
14 Jason Matthew Romero,
15 Petitioner/Defendant.
16

Case No. 2:13-cr-00339-GMN-PAL-1

**Stipulation to Extend Deadline for
Sixth Joint Status Report**

17 The parties jointly request that the Court grant an extension of time to file
18 the sixth joint status report due today, January 25, 2021, for the following
19 reasons:

20 1. On September 30, 2019, this Court granted Defendant Jason
21 Romero's motion to stay these proceedings pending the Ninth Circuit's decision in
22 *United States v. Monico Dominguez*, No. 14-10268 (9th Cir.), which was expected
23 to address whether Hobbs Act robbery qualifies as a crime of violence under the
24 elements clause of 18 U.S.C. § 924(c). In April 2020, the Ninth Circuit issued
25 *United States v. Dominguez*, 954 F.3d 1251 (9th Cir. 2020), holding that both
26

1 completed and attempted Hobbs Act robbery qualified as crimes of violence under
2 18 U.S.C. § 924(c)'s elements clause.

3 2. The parties have provided joint status updates, and the Court has
4 continued the stay pending final resolution of the *Dominguez* case. ECF Nos. 58-
5 68. Most recently, the Court granted the parties' joint request for a stay pending
6 the outcome of Mr. Dominguez's expected petition for a writ of certiorari with the
7 Supreme Court and directed the parties to file a joint status report every 90 days
8 beginning January 25, 2021. ECF No. 68.

9 3. It is the parties understanding that Mr. Dominguez has filed a
10 petition for writ of certiorari. However, the petition has not been docketed by the
11 Supreme Court. Therefore, the parties request the Court extend the due date for
12 the sixth joint status report 14 days, which will allow the parties time to review
13 the petition once it is docketed and provide the Court with their positions.

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15 Dated: January 25, 2021.

16 RENE L. VALLADARES
17 Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

18 By: /s/Cristen C. Thayer
19 Cristen C. Thayer
20 Assistant Federal Public Defender

By: /s/Elizabeth O. White
Elizabeth O. White
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 United States of America,
5 Plaintiff,

Case No. 2:13-cr-00339-GMN-PAL-1

6
7 v.


8 Jason Matthew Romero,
9 Defendant.

**Order Granting First
Stipulation to Extend Deadline
for Sixth Joint Status Report**

10
11 Based on the stipulation of counsel, the Court finds that good cause exists to
12 extend the deadline for the sixth joint status report currently due January 25,
13 2021.

14 **IT IS THEREFORE ORDERED** that the parties have until February 8,
15 2021 (14 days), to file the sixth joint status report.

16 DATED: January 25, 2021.

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19 _____
20 Gloria M. Navarro, District Judge
21 UNITED STATES DISTRICT COURT
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Certificate of Service

I certify that on January 25, 2021, I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the District of Nevada by using the appellate CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system. The following non-CM/ECF participants will be served by U.S. Mail: Mr. Jason Romero.

/s/ Marlene Mercado
Employee of the Federal Public
Defender